

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 2013 – 10SW -F

DATE OF NOTICE: October 16, 2013

The Office of Water Quality issued the following **MAJOR MUNICIPAL NPDES STORMWATER PERMIT RENEWAL:**

City of Indianapolis, Department of Public Works, 1200 S. Madison Ave., Suite 200, Indianapolis, IN 46225, NPDES Permit No. INS040001, MARION COUNTY, Indiana. The applicant operates a municipal separate storm sewer system (MS4). The applicant applied for renewal of its MS4 NPDES permit to discharge storm water from all municipal separate storm sewer system outfalls owned or operated by the consolidated City of Indianapolis, to receiving waters of the state including, but not limited to, the White River, Buck Creek, Pleasant Run (south), East Fork of White Lick Creek, Grassy Creek, Flat Branch, Eagle Creek, Fall Creek and their tributaries located in Marion County. Permit Contacts: Randy Braun at (317) 234-3980 or Reggie Korthals at (317) 234-1601. E-mail addresses: rbraun@idem.in.gov and rkorthal@idem.IN.gov.

APPEAL PROCEDURES FOR FINAL PERMITS

The Final Permit is available for review & copies at IDEM/Office of Water Quality, IGCN 1255, 100 N Senate Ave, INDPLS, IN - from 9 – 4, M - F (copies 10¢ per page). To request an E mail copy, send to Randy Braun at rbraun@idem.IN.gov. The Permit is also available at the Marion County Health Department, and it will also be posted on IDEM's web site at <http://www.in.gov/idem/5338.htm>. **Please tell others you think would be interested in this matter.** For your rights and responsibilities go to <http://www.in.gov/idem/5474.htm>; Citizen Guide: <http://www.in.gov/idem/5881.htm>.

Appeal Procedure: Any person affected by the issuance of the Final Permit may appeal by filing a Petition for Administrative Review with the Office of Environmental Adjudication **within** eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

Timely filing: The Petition for Administrative Review must be received by the Office of Environmental Adjudication (OEA) **within** 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. This Petition for Administrative Review represents a request for an Adjudicatory Hearing, therefore must:

- state the name and address of the person making the request;
- identify the interest of the person making the request;
- identify any persons represented by the person making the request;
- state specifically the reasons for the request;
- state specifically the issues proposed for consideration at the hearing;
- identify the Final Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here:
Phone: 317/232-8591.

Environmental Law Judge
Office of Environmental Adjudication
IGC – North Building- Rm 501
100 N. Senate Avenue
Indianapolis IN 46204

Stay Time frame: If the Petition (s) is filed **within** eighteen (18) days of the mailing of this Public Notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

Hearing Notification: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the OEA at the phone listed above.